

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

JAMES PORTER, BRYAN PEREZ, DRO
ESRAEILI ESTEPANIAN, DENNIS
ROMANEZ, ARTEM KUPRIIETS, NEIL
KREUZER, WAFAY NADIR, and
KENNETH BROWN, on behalf of
themselves and all others similarly situated,

Plaintiffs,

v.

TESLA, INC. d/b/a TESLA MOTORS,
INC.,

Defendant.

Case No. 4:23-cv-03878-YGR

**[PROPOSED] ORDER DENYING
DEFENDANT TESLA, INC.'S
MOTION TO COMPEL ARBITRATION
OF PLAINTIFFS' CLAIMS ON AN
INDIVIDUAL BASIS**

Judge: Hon. Yvonne Gonzalez Rogers

Hearing Date: January 30, 2024, at 2:00 p.m.
Oakland Federal District Courthouse
Courtroom 1, Fourth Floor
1301 Clay Street
Oakland, CA 94612

1 Defendant Tesla, Inc.’s (“Defendant”) Motion to Compel Arbitration of Plaintiffs’ Claims
2 On an Individual Basis (the “Motion”) came on regularly for hearing in the above-referenced
3 matter. Having considered the papers submitted in support of and in opposition to the Motion, as
4 well as admissible evidence and counsel’s arguments in connection therewith, the Court hereby
5 orders as follows:

6 Because the Defendant’s Order Agreements, which Plaintiffs signed, do not permit
7 Plaintiffs to seek public injunctive relief under California law through arbitration, the Arbitration
8 Provisions at issue are invalid.

9 **IT IS HEREBY ORDERED** that Defendant’s Motion is **DENIED**.

10
11 DATED: _____

YVONNE GONZALEZ ROGERS
UNITED STATES DISTRICT JUDGE